

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

**PRECISION CONCRETE CUTTING, INC.,
a Utah corporation,**

Plaintiff (s),

vs.

No. 4:09CV00578 ERW

**MISSOURI CONCRETE SHAVERS,
INC., d/b/a SIDEWALK SHAVERS**

Defendant (s).

STIPULATION AND PROPOSED ORDER FOR DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the above-captioned case is dismissed with prejudice in its entirety, each of the Counterclaims in the case are dismissed with prejudice regarding the asserted patents, and each party shall bear its own costs and attorneys' fees.

This stipulation is a result of a settlement agreement between the parties. The U.S. District Court for the District of Utah shall have jurisdiction to enforce the terms of the settlement agreement.

BY THE COURT:

The Honorable E. Richard Webber,
United States District Court Judge

Dated: January 6, 2010

Shook Hardy, L.L.P.

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